

In other words, both Plaintiff's attorney and the witness bear some responsibility for this problem. At the resumed deposition, both Plaintiff's attorney and the witness shall avoid the conduct which led to this dispute.

The Plaintiff's *Motion to Compel the Continued Deposition of Courtney Powell; Motion for Costs and Sanctions*, [Dkt. 41], and Defendant's *Motion for Protective Order and for Sanctions*, [Dkt. 42], are GRANTED in part and DENIED in part. Each side will bear their own fees and costs related to this motion.

IT IS SO ORDERED THIS 4th day of April, 2019.

  
FRANK H. McCARTHY  
UNITED STATES MAGISTRATE JUDGE